

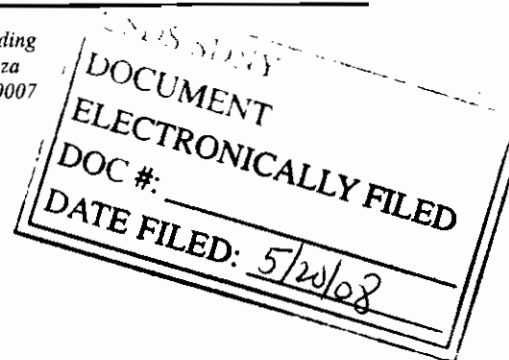


U.S. Department of Justice
United States Attorney
Southern District of New York

MEMO ENDORSED

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

May 15, 2008



BY HAND

Honorable Richard J. Sullivan
United States District Judge
Southern District of New York
United States Courthouse
500 Pearl Street, Rm. 615
New York, New York 10007

Re: United States v. Lamont Vanderhorst
07 Cr. 291 (RJS)

Dear Judge Sullivan:

The Government respectfully submits this letter to request a brief adjournment of the conference currently scheduled for May 16, 2008 in the above-referenced case and an exclusion of time under the Speedy Trial Act.

The Government and defense counsel have been engaging in plea discussions. However, because the defendant was in medical isolation for a period of time due to a chicken pox outbreak in jail, those discussions had stalled. I understand that the defendant has recently been removed from medical isolation, and the Parties' plea discussions are now ready to be resumed. The Government anticipates that the Parties will be able to work out a disposition of this matter short of trial in the next few weeks. Accordingly, the Government respectfully requests an adjournment of the conference until a date in the first two weeks of June. I have contacted defense counsel, Martin Geduldig, to seek his consent to the Government's request, and have not heard any opposition from him.

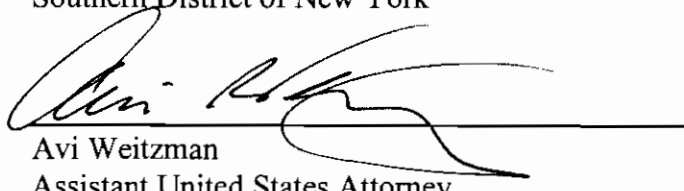
Honorable Richard J. Sullivan
May 15, 2008
Page 2 of 2

In addition, the Parties respectfully request that time be excluded for purposes of the Speedy Trial Act from today through and including the date of the next scheduled conference. The Government makes this request in order to permit the Parties to continue to engage in plea discussions. Therefore, the ends of justice served by excluding time under the Speedy Trial Act outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8).

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney
Southern District of New York

By:


Avi Weitzman
Assistant United States Attorney
Telephone: (212) 637-1205

cc: Martin Geduldig, Esq. (by fax: 516-937-1456)

The May 16, 2008 Conference
is hereby adjourned until
June 9, 2008 at 2:15pm. The time
between today and June 9
is excluded pursuant to 18 USC
3161(h)(8)(A) in the interest of justice.

SO ORDERED
Dated:

5/16/08


RICHARD J. SULLIVAN
U.S.D.J.